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ATTORNEYS FOR U.S. BANK NATIONAL ASSOCIATION, AS INDENTURE  
TRUSTEE FOR THE 10.50% SENIOR NOTES DUE 2006

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

MANUFACTURERS AND TRADERS  
TRUST COMPANY, as Successor Indenture  
Trustee for the 7.75% Contingent Convertible  
Notes Due 2015 issued by Calpine  
Corporation,

Plaintiff,

-against-

HSBC Bank USA, National Association, as  
Successor Indenture Trustee for the 7.625%  
Senior Notes Due 2006, the 8.75% Senior  
Notes Due 2007, the 8.75% Senior Notes Due  
2008, and the 7.75% Senior Notes Due 2009  
issued by Calpine Corporation,

- and -

U.S. BANK NATIONAL ASSOCIATION,  
as Indenture Trustee for the 10.50% Senior  
Notes Due 2006 issued by Calpine  
Corporation,

Defendants.

ECF Case  
CASE NO. 08-CV-03093 (vm)

**RULE 7.1 STATEMENT**

**Rule 7.1 Statement**

Pursuant to Federal Rule of Civil Procedure 7.1, and to enable District Judges and Magistrate Judges of the court to evaluate possible disqualification or recusal, the undersigned counsel for U.S. Bank National Association (a private non-governmental party) certifies that U.S. Bank National Association, is wholly owned by U.S. Bancorp, a publicly-owned company.

Dated: March 28, 2008  
Hartford, Connecticut

Respectfully submitted,

SHIPMAN & GOODWIN LLP

By: /s/Marie C. Pollio  
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Attorneys for Defendant  
U.S. Bank National Association, Indenture  
Trustee for the 10 ½% Senior Notes Due 2006

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

MANUFACTURERS AND TRADERS  
TRUST COMPANY, as Successor Indenture  
Trustee for the 7.75% Contingent Convertible  
Notes Due 2015 issued by Calpine  
Corporation,

Plaintiff,

-against-

HSBC Bank USA, National Association, as  
Successor Indenture Trustee for the 7.625%  
Senior Notes Due 2006, the 8.75% Senior  
Notes Due 2007, the 8.75% Senior Notes  
Due 2008, and the 7.75% Senior Notes Due  
2009 issued by Calpine Corporation,

- and -

U.S. BANK NATIONAL ASSOCIATION,  
as Indenture Trustee for the 10.50% Senior  
Notes Due 2006 issued by Calpine  
Corporation,

Defendants.

**ECF Case  
CASE NO. 08-CV-03093 (VM)**

**CERTIFICATE OF SERVICE**

I hereby certify that on March 28, 2008, a copy of the foregoing 7.1 Statement as  
Counsel on Behalf of Defendant U.S. Bank National Association, as Indenture Trustee for the  
10.50% Senior Notes Due 2006 was filed electronically and served by mail on

anyone unable to accept electronic filing. Parties may access this filing through the Court's CM/ECF System.

Dated March 28, 2008

SHIPMAN & GOODWIN LLP

By: /s/ Marie C. Pollio  
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Its Attorneys

*Counsel for Defendant U.S. BANK  
NATIONAL ASSOCIATION*